

#7/A
5/3/02

Patent

Attorney's Docket No. 026350-068

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
)
 Hiroshi SANO et al) Group Art Unit: Unassigned
)
 Application No.: Unassigned) Examiner: Unassigned
)
 Filed: October 5, 2001)
)
 For: THEOBROMINE SYNTHASE)
 POLYPEPTIDE OF COFFEE PLANT)
 AND THE GENE ENCODING SAID)
 POLYPEPTIDE)

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Prior to examination of the above-captioned patent application, kindly enter the following amendment.

IN THE CLAIMS:

Kindly cancel claims 1-15 without prejudice or disclaimer, and add new claims 16-34 as follows:

A
16. (New) A polypeptide consisting of an amino acid sequence of following (a) or (b):

(a) an amino acid sequence defined by amino acid numbers from 1 to 378 shown in SEQ ID NO: 1 in a Sequence List;

(b) an amino acid sequence in which a part of said amino acid sequence (a) is deleted or another amino acid sequence is added to said amino acid sequence (a) or a part